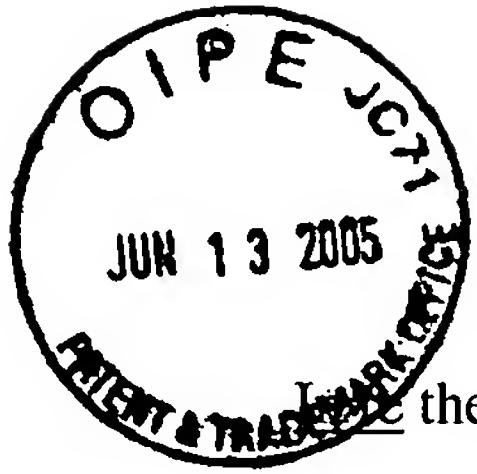


IFW8



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

the application of: Jeffry G. Weers et al.

Atty. Docket No.: 0103.11

Examiner: Edward Webman

Application No.: 10/616,448

Group Art Unit: 1617

Filed: July 08, 2003

Title: PHOSPHOLIPID BASED POWDERS
FOR INHALATION

CERTIFICATE OF MAILING

06/14/2005 HLE333 00000015 500348 10616448

01 FC:1806 180.00 DA

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, Virginia 22313-1450 on 06/10/05

Signed:

Maria C. Cottel

INFORMATION DISCLOSURE STATEMENT

UNDER 37 CFR §1.56, §1.97 and §1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

The references listed in the attached Forms PTO/SB/08A and B may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56, 1.97, and 1.98. The Examiner is requested to make these citations of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

The references on the attached Form PTO/SB/08A and B identified by an asterisk (*) were previously cited by or submitted to the PTO in a prior application relied upon for an earlier filing date. Accordingly, in compliance with 37 CFR §§1.98 (d), copies of these references have not been provided.

Attorney Docket No. 0103.11

This Information Disclosure Statement is being timely filed under 37 CFR §§1.97 and is being filed:

☐ within three months of the filing date of a national application or an RCE; within three months of the date of entry of the national stage as set forth in section 1.491 in an international application; or before the mailing date of a first Office action on the merits (whichever event occurs last);

☒ more than three months from the filing date of an application and after the mailing date of a first Office action on the merits, but before the mailing date of either a final action under section 1.113 or a notice of allowance under section 1.311 (whichever occurs first), and is accompanied by:

☒ the fee set forth in 37 CFR 1.17(p) for submission of an information disclosure statement under §1.97(c) (\$180.00)

☒ Please charge the amount of \$180.00 to Deposit Account 500348

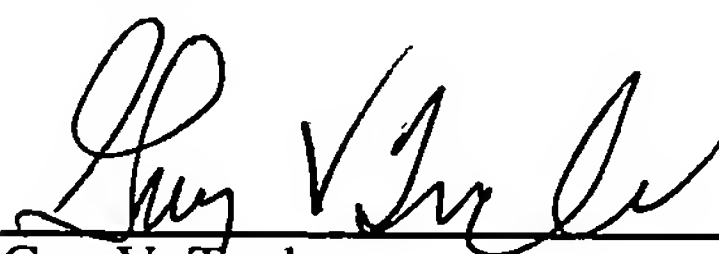
☒ If it is determined that any additional fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account 500348.

Respectfully submitted,

NEKTAR THERAPEUTICS

Dated: 09 JUN 05

By:



Guy V. Tucker
Reg. No. 45,302

San Carlos, CA 94070
(650) 631-3100



Form PTO/SB/08A (Modified) Information Disclosure Statement By Applicant <i>(Use Several Sheets if Necessary)</i>	Atty Docket No.: 0103.11	Application No.: 10/616,448
	Applicant: Jeffry G. Weers et al.	
	Filing Date: 07/08/2003	Group: 1617

U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-Class	Filing Date
	*	3,014,844	12/26/1961	Thiel et al.			
	*	4,127,622	11/28/1978	Watanabe et al.			
	*	4,161,516	07/17/1979	Bell			
	*	4,180,593	12/25/1979	Cohan			
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	*	4,571,334	02/18/1986	Yoshisa et al.			
	*	4,590,206	05/20/1986	Forrester et al.			
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	*	4,818,542	04/04/1989	DeLuca et al.			
	*	4,904,479	02/27/1990	Illum			
	*	4,995,385	02/26/1991	Valentini et al.			
	*	5,006,343	04/09/1991	Benson et al.			
	*	5,011,678	04/30/1991	Wang et al.			
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	*	5,182,097	01/26/1993	Byron et al.			
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	*	5,208,226	05/04/1993	Palmer			
	*	5,225,183	07/06/1993	Purewal et al.			
	*	5,230,884	07/27/1993	Evans et al.			
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	*	5,260,303	11/09/1993	Boardman et al.			

Examiner:	Date Considered:
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U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub- Class	Filing Date
	*	5,262,405	11/16/1993	Girod-Vaquez et al.			
	*	5,284,656	02/08/1994	Platz et al.			
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	*	5,376,359	12/27/1994	Johnson			
	*	5,437,272	08/01/1995	Fuhrman			
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	*	5,470,885	11/28/1995	Fuhrman et al.			
	*	5,474,759	12/12/1995	Fassberg et al.			
	*	5,490,498	02/13/1996	Faithfull et al.			
	*	5,492,688	02/20/1996	Byron et al.			
	*	5,506,203	04/09/1996	Backstrom et al.			
	*	5,518,709	05/21/1996	Sutton et al.			
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	*	5,527,521	06/18/1996	Unger et al.			
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	*	5,580,575	12/03/1996	Unger et al.			
	*	5,605,673	02/25/1997	Schutt et al.			
	*	5,605,674	02/25/1997	Purewal et al.			
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	*	5,612,053	03/18/1997	Baichwal			
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	*	5,653,961	08/05/1997	McNally et al.			
	*	5,653,962	08/05/1997	Akehurst et al.			
	*	5,654,007	08/05/1997	Johnson et al.			
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	*	5,658,549	08/19/1997	Akehurst et al.			
	*	5,667,808	09/16/1997	Johnson et al.			
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	*	5,688,782	11/18/1997	Neale et al.			
	*	5,690,954	11/25/1997	Illum			
	*	5,695,743	12/09/1997	Purewal et al.			
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	*	5,698,537	12/16/1997	Pruss			
	*	5,707,352	01/13/1998	Sekins et al.			
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	*	5,720,940	02/24/1998	Purewal et al.			
	*	5,724,957	03/10/1998	Rubsamen et al.			
	*	5,725,841	03/10/1998	Duan et al.			

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	*	5,735,263	04/07/1998	Rubsamen et al.			
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	*	5,740,064	04/14/1998	Edwards et al.			
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	*	5,744,166	04/28/1998	Illum			
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	*	5,747,001	05/05/1998	Widemann et al.			
	*	5,747,445	05/05/1998	Backstrom et al.			
	*	5,755,218	05/26/1998	Johansson et al.			
	*	5,756,104	05/26/1998	de Haan et al.			
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	*	5,770,187	06/23/1998	Hasebe et al.			
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	*	5,776,496	07/07/1998	Violante et al.			
	*	5,804,212	09/08/1998	Illum			
	*	5,811,406	09/22/1998	Szoka Jr. et al.			
	*	5,814,607	09/29/1998	Patton			
	*	5,817,293	10/06/1998	Akehurst et al.			
	*	5,820,883	10/13/1998	Tice et al.			
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	*	5,830,430	11/03/1998	Unger et al.			
	*	5,830,853	11/03/1998	Backstrom et al.			
	*	5,853,698	12/29/1998	Straub et al.			
	*	5,853,752	12/29/1998	Unger et al.			

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U.S. Patent Documents

Examiner Initial	No.	Patent No.	Date	Patentee	Class	Sub-Class	Filing Date
	*	5,853,763	12/29/1998	Tice et al.			
	*	5,855,913	01/05/1999	Hanes et al.			
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	*	6,041,777	03/28/2000	Faithful et al.			
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	*	6,051,259	04/18/2000	Johnson et la.			
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	*	6,086,376	07/11/2000	Moussa et al.			
	*	6,113,948	09/05/2000	Heath et al.			
	*	6,116,237	09/12/2000	Schultz et al.			
	*	6,129,934	10/10/2000	Egan et al.			
	*	6,165,508	12/26/2000	Tracy et al.			

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	Filing Date: 07/08/2003	Group: 1617

Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub- class	Translation Yes No	
	*	714998	01/13/2000	AU				
	*	731671	04/05/2001	AU				
	*	757337	02/20/2003	AU				
	*	2036844	08/23/1991	CA				
	*	3713326	10/29/1987	DE				
	*	0274431	07/13/1988	EP				
	*	0372777	06/13/1990	EP				
	*	0391896	10/17/1990	EP				
	*	0493437	07/08/1992	EP				
	*	0499344	08/19/1992	EP				
	*	0513127	11/19/1992	EP				
	*	0536204	04/14/1993	EP				
	*	0536235	04/14/1993	EP				
	*	0539522	05/05/1993	EP				
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	*	0658101	06/21/1995	EP				
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	*	2136704	05/28/1995	EP				
	*	1265615	03/01/1972	GB				
	*	2065659	07/01/1981	GB				
	*	2105189	03/23/1983	GB				

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Foreign Patent or Published Foreign Patent Application

Examiner Initial	No.	Document No.	Publication Date	Country or Patent Office	Class	Sub- class	Translation Yes No
	*	91263780		GB			
	*	92025196		GB			
	*	93008753		GB			
	*	JP2-84401	03/26/1990	JP			
	*	03038592	02/19/1991	JP			
	*	H3-264537	11/25/1991	JP			
	*	206569	07/01/1991	UK			
	*	00/00176	01/06/2000	WO			
	*	00/00215	01/06/2000	WO			
	*	00/10541	03/02/2000	WO			
	*	00/21594	04/20/2000	WO			
	*	00/72904	12/07/2000	WO			
	*	01/00263	01/04/2001	WO			
	*	01/13892	03/01/2001	WO			
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	*	91/11173	08/08/1991	WO			
	*	91/12823	09/05/1991	WO			
	*	91/16444	10/31/1991	WO			
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	*	92/00107	01/09/1992	WO			
	*	92/11050	07/09/1992	WO			
	*	92/14444	09/03/1992	WO			
	*	92/18164	10/29/1992	WO			
	*	93/11744	06/24/1993	WO			
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	*	94/04133	03/03/1994	WO			
	*	94/07514	04/14/1994	WO			
	*	94/08552	04/28/1994	WO			

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Foreign Patent or Published Foreign Patent Application

Examiner Initial		No.	Document No.	Publication Date	Country or Patent Office	Class	Sub- class	Translation Yes	No
		*	94/08627	04/28/1994	WO				
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		*	95/31964	11/30/1995	WO				
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		*	96/36314	11/21/1996	WO				
		*	96/40068	12/19/1996	WO				
		*	96/40277	12/19/1996	WO				
		*	97/03649	02/06/1997	WO				
		*	97/13503	04/17/1997	WO				
		*	97/26863	07/31/1997	WO				
		*	97/32609	09/12/1997	WO				

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	*	97/36574	10/09/1997	WO				
	*	97/36578	10/09/1997	WO				
	*	97/40819	11/06/1997	WO				
	*	97/41833	11/13/1997	WO				
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	*	97/44013	11/27/1997	WO				
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	*	98/07414	02/26/1998	WO				
	*	98/08518	03/05/1998	WO				
	*	98/08519	03/05/1998	WO				
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	*	98/16205	04/23/1998	WO				
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	*	98/29098	07/09/1998	WO				
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	*	98/29140	07/09/1998	WO				
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	*	98/31346	07/23/1998	WO				
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	*	98/51282	11/19/1998	WO				
	*	99/06026	02/11/1999	WO				
	*	99/16419	04/08/1999	WO				
	*	99/16420	04/08/1999	WO				

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	Applicant: Jeffry G. Weers et al.	
	Filing Date: 07/08/2003	Group: 1617

Other Documents

Examiner Initial	No.	Author, Title, Date, Place (e.g. Journal) of Publication
	*	AHLNECK ET AL., "The Molecular Basis of Moisture Effects on the Physical and Chemical Stability of Drugs in the Solid State", Int'l J. of Pharm., <u>62</u> :87-95, (1990)
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Form PTO/SB/08B (Modified) Information Disclosure Statement By Applicant <i>(Use Several Sheets if Necessary)</i>	Atty Docket No.: 0103.11	Application No.: 10/616,448
	Applicant: Jeffry G. Weers et al.	
	Filing Date: 07/08/2003	Group: 1617

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	*	EISENBERG ET AL., "Adsorption of Monovalent Cations to Bilayer Membranes Containing Negative Phospholipids", Biochemistry, <u>18</u> (23):5213-5223, (1979)
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